



David Freedman, Chairman  
 Martin C. Kendall  
 Brian McNair  
 Rebecca Nash Paden  
 Marion Savic  
 Carol Williams  
 Ray Worden

## Application for a Certificate of Appropriateness (COA)

Applicant:	C. Frank Moore, Trustee	Phone Number:	
Mailing Address:	366 Powder Springs Street, Marietta, GA 30064		
Subject Property:	493 Church Street	Parcel ID:	0560
Property Owner:	Harold Willingham Marital Trust	Phone Number:	770-422-0564
Mailing Address:	366 Powder Springs Street, Marietta, GA 30064		

### Type of Project Proposed:

- ☒ Demolition  
☐ New Construction/Infill  
☐ Additions  
☐ Material Change in Appearance  
☐ Fences, retaining walls, or landscaping

### Description of Proposed Project (attach additional sheets if necessary):

The house was destroyed by fire on May 31, 2016. It has been determined that it is not feasible to rebuild. The City has condemned the property. The attached engineering report addresses the damage.  
 The attached report from Michael Maimore concludes that the structure is beyond saving.

I hereby affirm that the information supplied on this application is correct and if found to be incorrect that any permit issued pursuant to this application may be void.

Signature: C. Frank Moore Date: 10-20-12

To be completed by STAFF ONLY	
HPC Hearing Date: _____	City Council Hearing Date: _____
APPROVAL	DENIAL
Conditions: _____	
Chairman's Signature _____	Date _____



**HAWKINS, MOORE  
& CUBBEDGE** LLC  
Certified Public Accountants & Advisors

October 20, 2016

Marietta Historic Preservation Commission  
City of Marietta  
205 Lawrence Street  
Marietta, GA 30060

Dear Sir or Madam:

I am the trustee for the Harold S. Willingham Marital Trust. The trust owns the property located at 493 Church Street. This property was destroyed by fire on May 31, 2016. Enclosed is our application for demolition of this site. Attached is a letter from the City of Marietta dated June 10, 2016 stating that the property will be condemned within sixty days. Those sixty days have passed. Also attached is an engineering report from Skywark Engineering setting out the structural damage. We also enclose a letter from a contractor, Michael Maimone, that states that the house and buildings cannot be rebuilt.

We appreciate your consideration of this demolition application.

Sincerely,

C. Frank Moore, Trustee

CFM:bl

cc: Mr. Brian J. Benzer  
Director of Development Services  
City of Marietta



DEPARTMENT OF DEVELOPMENT SERVICES

205 Lawrence Street  
P.O. Box 609  
Marietta, GA 30061-0609  
(770) 794-5439  
Fax (770) 794-5433

June 10, 2016

Certified Mail: 7012 0470 0001 3981 3693

Willingham Harold S  
C/O Moore & Cubbedge LLP  
366 Powder Springs St  
Marietta, GA 300643424

Case Number: 16-00002367

Dear: Willingham Harold S

On May 31, 2016, an inspection of your dwelling or building located at 493 Church St was made by the Housing Inspector of the City of Marietta, Georgia. The inspection revealed the dwelling or building to be in violation of the Code Section 7-4-2-100 of the Marietta City Code.

The deficiencies found are shown on the attached inspection report. You are hereby granted sixty (60) days from the receipt of this notice to repair or demolish the dwelling or building. If such repairs, reconstruction, alterations, removal or demolition are not voluntarily complied within the stated time as set forth in this notice, the Housing Code Official shall institute such legal proceedings charging the person or persons, firm, corporation or agent with a violation of the International Property Maintenance Code, 2006 edition and its modifications as set forth under Section 7-4-2-100 of the Marietta City Code.

You have thirty (30) days from the date of this notice to make arrangements with the Municipal Court of Marietta for a hearing if you wish to contest these findings.

If additional information is required, please call the Housing Inspector, between 7:00 A.M. to 4:00 P.M., Monday through Friday at (770) 794-5449.

Sincerely,

A handwritten signature in black ink, appearing to read "Clyde Kiess", followed by a horizontal line.

Clyde Kiess  
Housing Inspector

CASE NUMBER 16-00002367  
PROPERTY ADDRESS 493 CHURCH ST

-----  
VIOLATION: CEHV QUANTITY: 1  
DESCRIPTION: HOUSING CODE VIOLATIONS DATE: 6/06/16  
LOCATION:

## NARRATIVE :

Due to fire damage, this structure has been condemned. The structure cannot be occupied until full compliance is reached, as outlined in ICC s International Property Maintenance Code, 2006 edition. Final inspections of all interior and exterior repairs must be approved by the Marietta Public Works Department and Code Enforcement. No work may begin until all applicable permits have been applied for and issued by the Marietta Public Works Department. Should you have any questions, please feel free to contact me at 770-794-5449. Thank you in advance for your cooperation.

## ORDINANCE DESCRIPTION :

HOUSING CODE VIOLATIONS PER THE DESCRIPTION(S) OUTLINED ABOVE.

## CORRECTIVE ACTION REQUIRED :

TO BRING THE RESIDENCE INTO COMPLIANCE WITH THE MINIMUM HOUSING CODE AS SPECIFIED UNDER 2006 ICC HOUSING EDITION.

SHOULD REPAIRS NECESSITATE YOU TO BOARD UP ANY PART OF YOUR BUILDING (WINDOWS, DOORS, ETC.), YOU WILL NEED TO REGISTER YOUR PROPERTY WITH THE CODE ENFORCEMENT DIVISION WITHIN 48 HOURS OF BOARDING UP THE PROPERTY. PLEASE CONTACT OUR MAIN NUMBER AT 770-794-5439 TO OBTAIN A REGISTRATION FORM AND A COPY OF MARIETTA CITY CODE 7-4-2-150, WHICH REGULATES THIS PROCESS.



3855 Shallowford Road | Suite 620 | Marietta, Georgia 30062

770 | 641 | 9219

f 770 | 641 | 9734

Mr. Frank Moore  
Mr. Jeff Quinton

RE: 493 Church St  
Marietta, GA 30060  
Skywark Project No: 16602

To whom it may concern:

On September 21<sup>st</sup>, 2016 Skywark Engineering was asked to investigate and determine whether the building at the above referenced address was structurally sound after a fire. Our investigation was visual only and no finished materials were removed. At the time of inspection, no construction or demolition had begun, but there was major fire damage which exposed the framing of the house.

The following is our findings during the investigation:

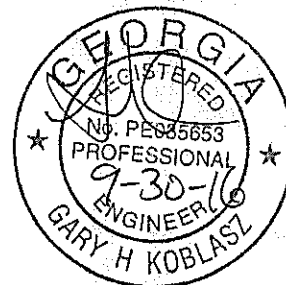
- There was fire damage throughout the house, however the damage was most severe in the half where the fire had started.
- The room where the fire started and its adjacent rooms were severely damaged and all framing and finished materials need to be replaced.
- Interior walls and floor systems throughout the house were damaged and in need of repair.
- Majority of roof framing and decking in the half where the fire started were severely damaged and need to be replaced.
- The majority of finished materials, including the buckling hardwood floors, will need to be replaced.

The exact amount of structure that is damaged will be exposed when the remainder of the finished materials are removed, however enough of the home was determined to be structurally inadequate that we would recommend a complete rebuild. If there are any additional questions, please contact Skywark Engineering at (770) 641-9219.

Please contact us if you have any questions.

Sincerely,

Bryan Cantwell  
bcantwell@skywarkengineering.com



September 30, 2016

*Visions of Elegance*  
*2835 Ball Ground Hwy.*  
*Canton, Ga 30144*  
*770-312-7062*

August 16, 2016

Jeff Quinton

Frank Moore

Re: 493 Church St.

Marietta Ga. 30166

The descriptions included are to help describe the photographs required by the historical society. None of the structures on this property have been adequately maintained for many years. Although at one time this estate was obviously magnificent in its grandeur, now it has been reduced to outbuildings riddled with decay and concrete pools and patios turning to rubble.

The main building has evidence of a small amount of rot in its structure and mold throughout the basement. Of course the massive fire that engulfed this building is the main problem and unfortunately puts demolition as the only reasonable course of action. Smoke and/or fire has inundated every room in this home and has destroyed the wood, walls, décor, and flooring. Most of the intrinsic details that make a historical home of value and interest have been destroyed. In addition the roof, soffit, windows and doors all are destroyed. The brick walls are in tact for the most part, however the intense heat of the fire has compromised their integrity. The mortar, especially on the north side, is now able to be scraped out like crumbs and although the walls are standing, the fire has made both mortar and brick brittle.

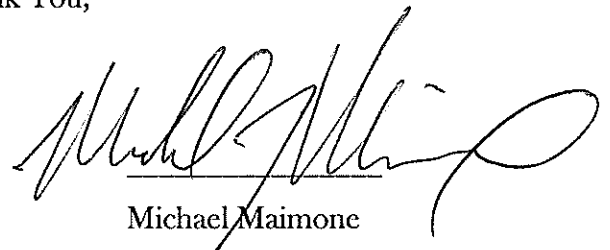
The cabana is rotting away. In some areas there are holes rotted clear through to the outside. The slab it was built upon has heaved and settled, buckling the floors. In addition, the roof has holes and needs to be replaced. The recommendation here is for demolition.

This is by far my favorite structure on the estate, Unfortunately, demolition is recommended here as well. The skylights have been leaking for years unabated. The rot that can be seen is only a portion of the rot that exists. The roof is also leaking in areas. The décor continues to fall down and creates a hazardous condition. The pool has floated up and then settled creating cracks in its own structure and destroying the flooring around it. Glass doors are shattered and the foundation is cracked. Although a specimen in its time, lack of care has reduced it to a hazardous structure.

Realizing that this estate is near and dear to your hearts, it is unfortunate I have to inform you the demolition of these structures is the only safe and reasonable decision. Complete restoration might be possible; even so it would be at an astronomical cost.

If you have any questions or concerns please call.

Thank You,

A handwritten signature in black ink, appearing to read "Michael Maimone", written over a horizontal line. The signature is fluid and cursive, with a large loop at the end.

Michael Maimone